

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

VANDYKE JOHNSON,

Plaintiff, :

Civil Action No. 12-03604 (SRC)

V.

ORDER

ALEXANDRA MARTE PERALTA,

Defendant :

CHESLER, District Judge

This matter having come before the Court on Plaintiff Vandyke Johnson’s (“Plaintiff”) motion for default judgment (Docket Entry 14); and the Court having moved to dismiss the action *sua sponte* pursuant to 28 U.S.C. § 1915; and the Court having considered the papers filed by the Plaintiff and opted to rule based on the written submissions and without oral argument, pursuant to Federal Rule of Civil Procedure 78; and for the reasons expressed in the Opinion filed herewith,

IT IS on the 27th day of February, 2013,

ORDERED that Plaintiff's Complaint shall be and hereby is **DISMISSED WITHOUT PREJUDICE**.

/s/ Stanley R. Chesler
STANLEY R. CHESLER
United States District Judge